

Newstead Town Board Meeting- October 27, 2003

A Public Hearing was called to order by the Newstead Town Board on Monday, October 27, 2003 at the Newstead Town Hall at 7:45 PM.

Present: Gerald F. Summe- Supervisor
 Joan M. Glor- Councilwoman
 David Cummings- Councilman
 Tom George- Councilman
 Harold L. Finger- Councilman
 Kathleen Strobele- Bookkeeper
 Christine Falkowski- Building Administrator
 Andrew Casolini- Town Engineer
 Dawn D. Izydorczak- Town Clerk
 Kathleen M. Lang- Deputy Clerk

Roll Call was taken with all board members present.

Scott Chaffee led the pledge to the flag.

A Public Hearing on the Preliminary 2004 Budget was called to order at 7:45pm.

The Town Clerk read the proof of publication.

The Supervisor explained the budget for the coming year.

Comments:

Lyman Muck, 6554 Utley Rd is in favor of increases in drainage service and improvements for the highway department.

Councilman Cummings asked to review the splits in funds for Assessor and Building personnel.

A motion was made by Councilman Finger, seconded by Councilwoman Glor to close the public hearing at 7:55pm.

A Public Hearing on the proposed Local Law No. 4 of the Year 2003 titled “Amendment to the Code of the Town of Newstead to Amend Site Plan Process Change in Use of Existing Commercial Properties” was called to order at 7:55pm.

The Town Clerk read the proof of publication.

The Supervisor explained the reasons for the potential changes in the Code.

Comments: No one spoke

A motion was made by Councilman Cummings, seconded by Councilman George to close the public hearing at 8:00pm.

A Regular Meeting of the Newstead Town Board was convened at 8:00pm with the same members present as above.

Minutes from the previous regular board meeting held on October 13, 2003 and the Joint Village Meeting held on October 6, 2003 were presented for approval. A motion was made by Councilman Finger, seconded by Councilman Cummings to approve as presented.

Carried Unanimously

Communications – The Town Clerk presented the following:

An announcement from the Erie County Clerk's office that the Auto Bureau Mobile Unit will now be stationed at the Clarence Library, 3 Town Place, Clarence, NY every Friday from 10:00am – 3:00pm beginning on October 24, 2003. Residents may obtain driver's licenses, permits, and plates, written tests, non-driver ID cards, renewals, registrations, and license abstracts at the mobile unit.

A fax transmission from Niagara County Highway Dept. announcing the closure of the Cedar Street Bridge over Tonawanda Creek daily from 9:00am-3: 00pm beginning on October 20, 2003 until the project is finished.

A letter from Northern Erie Sno-Seekers club requesting use of the approved areas of the bike path for their 2004 snow season.

A notice from the NYS DOT reporting that the requested traffic studies were completed for both Hake Road and McNeeley Road. Both requests for reduced speeds and sign postings were denied. Both road speed limits are to remain at 55 mph.

A letter from the NYS Comptroller's Office acknowledging receipt of the Establishment of Water District #10 documents.

A letter from Erie County Sheriff's Office with their report for September 2003 announcing calls for Akron- 46 and Newstead- 85.

A motion was made by Councilwoman Glor, seconded by Councilman Cummings to receive and file correspondence as presented. Carried Unanimously

Work Session: Supervisor Summe reported that work session was held on October 20, 2003 and the following were discussed: Airport rezoning, Water District #10, the Senior Center, Schurr Road, drainage issues, Akron Fire Company issues and other topics.

Privilege of the Floor – No one spoke

Approval of Bills -Councilwoman Glor reported that she had reviewed the Abstract from Batch #203 & 204 from the 10/13/03 meeting with the previously UN-audited vouchers and found everything in order. She presented Abstract Batch # 210. Vouchers on this abstract numbered 2456 - 2585 totaling \$159,897.53 and were presented for payment approval by Councilwoman Glor, seconded by Councilman Finger to approve payment.

Abstract Batch 210:

General Fund (A) -\$10,584.70, Fund (B) \$0, Highway (DA) -\$0, Highway: Outside Village (DB) \$4,757.97, Capital Projects- WD#5-Phase II (HC) \$0, Senior Center (HF)- \$118,319.11, Sewer Dist. #2 (HJ)- \$6,130.00, CAP- Library Fund (HE)-\$4,690.00, Fire Protection (SF) \$0, Refuse (SR) \$1,924.18, Sewer Fund (SS) \$19.32, and Water Districts (SW1) \$5,767.50, (SW2) \$0, (SW3) \$7,704.75, (SW4) \$0, (SW5) \$0, (SW6) \$0, (SW7) \$0, (SW7A) \$0, (SW8) \$0, (SW9) \$0, Trust & Agency (TA) \$0, Totaling \$159,897.53 Carried Unanimously

COMMITTEE AND DEPARTMENT HEAD REPORTS

Highway –Not Present

Assessor – Not Present- update progressing

Building Office –the following building report was presented by the Building Administrator Christine Falkowski:

Patricia Pasinski	11986 Main	Sign Permit
Bruce Blenker	6031 Crittenden	Addition
James Young Jr.	12341 McNeeley	One Family Home
Vern Heble	11212 Hunts Corners	One Family Home

Richard Thoma	8198 Maple	Roof
Shawn Fromwiller	10999 Keller	One Family Home
Margaret McGowan	12458 Buckwheat Rd	Garage & Lean-to
Richard Kasparek	12646 Hunts Corners	Shed
Robert Vacanti	5498 Barnum	Barn

A motion was made by Councilman Cummings, seconded by Councilwoman Glor to accept and approve the building report as presented. Carried Unanimously

Town Clerk- Dog Control Officers report was presented.

Attorney for the Town- Nothing at this time

COUNCILPERSONS

Cummings –Highway sanders are ready per Jim Ebersole

George – Nothing at this time

Glor –Nothing at this time

Finger –Highway meeting Thursday morning with Councilman Cummings

SUPERVISOR – Nothing at this time

UNFINISHED BUSINESS

Water District #5- Phase 3 & 4 –Nothing new, waiting for all work to be complete.

Water District #10- Surveyors out, some constructability issues to address and waiting to hear from funding agencies.

Town Wide Drainage- Nothing new

Christian Airmen Re-Zoning- Executed contract with Aviation Attorney and paperwork out to them.

Senior Center- Councilwoman Glor worked with Senior Coordinator to discuss interior amenities and process of ordering. Councilman Finger said landscape and exterior work almost complete and next week painting and flooring with start.

Sewer Project- Pump and everything installed Power by Wednesday, testing and certification by next week.

AT & T Cell Tower- act on tonight

Other- nothing

NEW BUSINESS

International Trade Deficit:

A motion was made by Councilman Cummings, seconded by Councilwoman Glor supporting the Federal Governments necessary economic actions and efforts to reduce its international trade deficit. (Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

Akron Fire Co. equipment purchase:

A motion was made by Councilman George, seconded by Councilman Cummings approving the Akron Fire companies plan to purchase a Pierce Pumper Tanker Fire Truck. (Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

Northern Erie Sno-Seekers Club:

A motion was made by Councilwoman Glor, seconded by Councilman Finger authorizing the use of the bike pathways in Newstead to the Northern Erie Sno-seekers Club for their 2004 season subject to the provisions set forth in the resolution.

(Resolution Attached) Ayes-5 Nay-0 Carried Unanimously

Community Development Block Grants 2004:

A motion was made by Councilman Finger, seconded by Councilwoman Glor authorizing the Supervisor to apply for CDBG grant funds in 2004 for the Newstead Senior Center project with this project being ranked No. 1.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

A motion was made by Councilman Finger, seconded by Councilwoman Glor authorizing the Supervisor to apply for CDBG grant funds in 2004 for the demolition of the Mill Street Transfer Station and remediation of potentially hazardous materials with this project being ranked No. 2.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

A motion was made by Councilman Finger, seconded by Councilwoman Glor authorizing the Supervisor to apply for CDBG grant funds in 2004 for the Erie County Rural Van program with this project being ranked No. 3.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

SEQR- AT&T Cell Tower, Rapids Rd:

A motion was made by Councilman Cummings, seconded by Councilman Finger issuing a negative SEQR declaration on the proposed AT&T cellular tower to be located at 12564 Rapids Rd and classifying the project as a Type 1 action.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

AT&T Cell Tower, Rapids Rd- Site Plan Approval:

A motion was made by Councilman George, seconded by Councilwoman Glor approving the site plan for the proposed AT&T cellular tower to be located at 12564 Rapids Rd according to the provisions set forth in the resolution.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

Senior Center- Transfer Funding to Capital Project Fund:

A motion was made by Councilwoman Glor, seconded by Councilman Finger approving the transfer of \$100,000 from the General Fund to the Senior Center Capital Projects Fund.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

Discontinuance of Schurr Road PIP:

A motion was made by Councilman Finger, seconded by Councilman Cummings approving the site plan for the proposed discontinuance of Schurr Rd and approving the PIP application as submitted.

(Resolution Attached) Ayes- 4 Abstained- 1 Nay-0 Carried

Other:

Local Law No. 4 of the Year 2003:

A motion was made by Councilman Cummings, seconded by Councilwoman Glor approving the SEQR Declaration of Non-Significance regarding the adoption of Local Law #4.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

A motion was made by Councilman George, seconded by Councilman Cummings approving the adoption of Local Law #4.

(Resolution Attached) Ayes- 5 Nay-0 Carried Unanimously

Question Period- No one spoke

There being no further business to come before the board a motion was made by Councilwoman Glor, seconded by Councilman Cummings to adjourn the meeting at 8:45 PM

Carried Unanimously

Respectfully Submitted,

Dawn D. Izydorczak, Town Clerk